

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

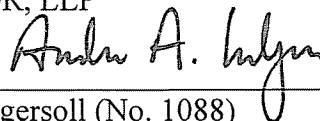
TRUEPOSITION, INC.,)	
)	
Plaintiff and)	
Counterclaim-Defendant,)	
)	
v.)	Civil Action No. 05-747-SLR
)	
ANDREW CORPORATION,)	
)	
Defendant and)	
Counterclaim-Plaintiff.)	

**DEFENDANT'S CONDITIONAL MOTION TO REOPEN THE RECORD
ON EQUITABLE ISSUES BEING TRIED TO THE COURT**

Defendant Andrew Corporation hereby conditionally moves for the entry of an order reopening the record in the captioned matter, should the Court find that the record for Andrew's equitable defenses to be tried separately to the Court was closed following the presentation of evidence to the jury. The grounds for this motion are set forth in Defendant's opening brief in support of this motion, filed contemporaneously herewith.

WHEREFORE, Defendant Andrew Corporation respectfully requests that the Court enter the attached order granting this motion.

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Dated: January 14, 2008

CERTIFICATE OF SERVICE

I, Andrew A. Lundgren, Esquire, hereby certify that on January 14, 2008, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

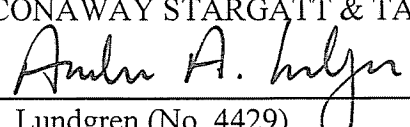
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I further certify that on January 14, 2008, I caused a copy of the foregoing document to be served by e-mail and hand delivery on the above-listed counsel of record and on the following in the manner indicated:

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